

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

ARRMON H. DAUGHERTY,	)	4:10CV3111
	)	
Plaintiff,	)	
	)	
v.	)	<b>MEMORANDUM</b>
	)	<b>AND ORDER</b>
CITY OF LINCOLN, et al.,	)	
	)	
Defendants.	)	

This matter is before the court on Plaintiff's "Motion to Withdraw Document Regarding Notice of Appeal." (Filing No. [71](#).) Plaintiff filed a Notice of Appeal in this matter on April 30, 2012. (Filing No. [67](#).) He now seeks to withdraw his notice of appeal. (Filing No. [71](#).) To date, the court has not processed Plaintiff's appeal because it is awaiting receipt of Plaintiff's trust account statement from his institution of incarceration. (See [Docket Sheet](#).) For good cause shown, the court will grant Plaintiff's Motion and no appellate filing fee will be assessed.

IT IS THEREFORE ORDERED that: Plaintiff's "Motion to Withdraw Document Regarding Notice of Appeal" (Filing No. [71](#)) is granted. Plaintiff's appeal is dismissed, and the clerk's office shall not process the appeal to the Eighth Circuit Court of Appeals.

DATED this 12<sup>th</sup> day of July, 2012.

BY THE COURT:

s/ Joseph F. Bataillon  
United States District Judge

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